



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 6, 1998

Carol J. Lewis  
375 Possum Pass  
West Palm Beach, Florida 33413-2230

RE: MUR 4646

Dear Ms. Lewis:

On June 24, 1997, the Federal Election Commission notified you of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint was forwarded to you at that time.

Upon further review of the allegations contained in the complaint, the Commission, on April 29, 1998, found that there is reason to believe you violated 2 U.S.C. § 441f, a provision of the Act. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

You may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Please submit such materials to the General Counsel's Office within 15 days of receipt of this letter. Where appropriate, statements should be submitted under oath. In the absence of additional information, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

If you are interested in pursuing pre-probable cause conciliation, you should so request in writing. See 11 C.F.R. § 111.18(d). Upon receipt of the request, the Office of the General Counsel will make recommendations to the Commission either proposing an agreement in settlement of the matter or recommending declining that pre-probable cause conciliation be pursued. The Office of the General Counsel may recommend that pre-probable cause conciliation not be entered into at this time so that it may complete its investigation of the matter. Further, the Commission will not entertain requests for pre-probable cause conciliation after briefs on probable cause have been mailed to the respondent.

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

Ms. Carol J. Lewis  
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If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address, and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

This matter will remain confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public.

If you have any questions, please contact Michael Lehmann, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,

*Joan D. Aikens*

Joan D. Aikens  
Chairman

Enclosure  
Factual and Legal Analysis  
Designation of Counsel Form

**FEDERAL ELECTION COMMISSION**  
**FACTUAL AND LEGAL ANALYSIS**

RESPONDENT: Carol J. Lewis

MUR: 4646

This matter was generated by a complaint filed with the Federal Election Commission (the "Commission") by Scott Lewis and Carol Lewis. See 2 U.S.C. § 437g(a)(1).

The Federal Election Campaign Act of 1971, as amended, prohibits persons from allowing their names to be used to effect a contribution in the name of another. 2 U.S.C. § 441f.

Carol Lewis has submitted an affidavit to the Commission in which she states as follows:

Amy Robin Habie of Boca Raton, Florida asked me to make a \$1,000 political contribution to the campaign of U.S. Representative Jane Harmon [sp] (D., Calif.) on behalf of her friend, attorney David Boies of the Cravath, Swaine & Moore law firm in New York City. Ms. Habie have [sp] me a \$1,000 check drawn on her personal account in exchange for my \$1,000.00 check to Rep. Jane Harmon's [sp] campaign.

Given her admission that she acted as a straw donor to facilitate illegal contributions, there is reason to believe that Carol J. Lewis may have violated 2 U.S.C. § 441f by knowingly allowing her name to be used to effect a contribution in the name of another.